

## AN ACT

ENTITLED, An Act to revise certain provisions regarding unemployment insurance benefit eligibility of part-time workers and to provide additional unemployment insurance benefits to workers attending approved training.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That chapter 61-6 be amended by adding thereto a NEW SECTION to read as follows:

No individual may be denied regular benefits based on availability for work pursuant to subdivision 61-6-2(3), actively seeking work pursuant to rules promulgated pursuant to § 61-6-2, or refusal to accept work pursuant to § 61-6-15, solely because the individual is seeking only part-time work, if the department determines that a majority of the weeks of work in the individual's base period were for less than full-time work. For purposes of this section, seeking only part-time work, means seeking work that has comparable hours to the individual's part-time work experience in the individual's base period.

Section 2. That chapter 61-6 be amended by adding thereto a NEW SECTION to read as follows:

In addition to and subsequent to payment of all benefits otherwise allowed under this chapter and without restriction with respect to an individual's benefit year, training extension benefits shall be payable to any individual if all of the following criteria are met:

- (1) The individual is unemployed;
- (2) The individual has exhausted all rights to regular and extended benefits;
- (3) The individual is enrolled, no later than the end of the benefit year established with respect to the separation that makes the individual eligible for the training benefit, and making satisfactory progress, as determined by the secretary, in a training program approved by the department, or in a job training program authorized under the Workforce Investment Act of 1998. Each such training program shall prepare the individual who has

been separated from a declining occupation, as determined by the department, or who has been involuntarily and indefinitely separated from employment as a result of a permanent reduction of operations at the individual's place of employment, for entry into a high-demand occupation, as determined by the department; and

- (4) The individual is not receiving similar stipends or other training allowances for nontraining costs.

The amount of unemployment compensation payable under this section to an individual for a week of unemployment shall be equal to the individual's weekly benefit amount for the individual's most recent benefit year, less deductible earnings or income, if any. The total amount payable under this section to any individual shall be equal to twenty-six times the individual's weekly benefit amount for the individual's most recent benefit year. The former employer's experience-rating account may not be charged for benefits paid under this section.

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I certify that the attached Act  
originated in the

HOUSE as Bill No. 1018

\_\_\_\_\_  
Chief Clerk  
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\_\_\_\_\_  
Speaker of the House

Attest:

\_\_\_\_\_  
Chief Clerk

\_\_\_\_\_  
President of the Senate

Attest:

\_\_\_\_\_  
Secretary of the Senate

House Bill No. 1018  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

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Received at this Executive Office  
this \_\_\_\_\_ day of \_\_\_\_\_ ,

20\_\_\_\_ at \_\_\_\_\_ M.

By \_\_\_\_\_  
for the Governor  
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The attached Act is hereby  
approved this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 20\_\_\_\_

\_\_\_\_\_  
Governor  
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STATE OF SOUTH DAKOTA,  
ss.  
Office of the Secretary of State

Filed \_\_\_\_\_, 20\_\_\_\_  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_  
Secretary of State

By \_\_\_\_\_  
Asst. Secretary of State